

Remarks


Claims 1-4, 11-16, 23-25, 32-34 and 53-54 are pending in the application. Claims 1-4, 11-16, 24 and 53 are indicated to be allowed. Claims 23 and 54 are rejected and claims 24, 25 and 32-34 are objected to.

Applicants note that the previous rejections have been withdrawn in view of the previous response. A new ground of rejection now is made.

Claims 23 and 54 are rejected under 35 U.S.C. §102(b) as anticipated by Tisch et al. as evidenced by Wong et al. The examiner is basing the rejection on cited disclosure in Tisch et al. of administration of SEQ ID NO:3 of the present invention to NOD mice which express I-A^{g7}. This administration is asserted to result in I-A^{g7}-expressing cells which bind the administered peptide to form at least a tetrameric complex. The Office Action concludes that this *in vivo* complex inherently anticipates the rejected claims because the claims do not require the claimed complex to be isolated.

Applicants would like to point out that Tisch et al. do not disclose SEQ ID NO:3 of the present application but rather a peptide of amino acid residues 217-236 of GAD65, which encompasses SEQ ID NO:3 and also includes additional amino acids. The disclosures of Tisch et al. do not teach or suggest SEQ ID NO:3 and do not indicate whether the asserted *in vivo* complex comprises SEQ ID NO:3. Thus, Applicants submit that the claims are not anticipated by Tisch et al. since Tisch et al. does not teach each and every claim element of the rejected claims within its four corners. Applicants request withdrawal of this rejection for this reason.

Applicants have amended independent claims 1 and 23 to recite that the complex is isolated. Applicants request allowance of the application at this time. Should the examiner believe any issues remain outstanding, he is invited to telephone the undersigned.

RESPECTFULLY SUBMITTED,					
NAME AND REG. NUMBER	Martha Cassidy Reg. No. 44,066				
SIGNATURE				DATE	8/28/06
Address	Rothwell, Figg, Ernst & Manbeck 1425 K Street, N.W., Suite 800				
City	Washington	State	D.C.	Zip Code	20005
Country	U.S.A.	Telephone	202-783-6040	Fax	202-783-6031

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